

General Assembly

Substitute Bill No. 6235

January Session, 2009

*	HB06235HS	031709)*

AN ACT CONCERNING THE USE OF CRIMINAL HISTORY RECORD INFORMATION FOR EMERGENCY PLACEMENT OF CHILDREN.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

- 1 Section 1. (NEW) (Effective July 1, 2009) (a) For purposes of this
- 2 section, "emergency placement" means the placement of a child by the
- 3 Department of Children and Families in the home of a private
- 4 individual, including a neighbor, friend or relative of a child, as a
- 5 result of the sudden unavailability of the child's primary caretaker.
- 6 (b) When the Department of Children and Families makes an
- 7 emergency placement, the department may request a criminal justice
- 8 agency to perform a federal name-based criminal history search of any
- 9 person residing in the home. The results of such name-based search
- shall be provided to the department.
- 11 (c) No later than fifteen calendar days after the date such name-
- 12 based search is performed pursuant to subsection (b) of this section,
- 13 the department may request the State Police Bureau of Identification to
- 14 perform a state and national criminal history records check in
- accordance with section 29-17a of the general statutes of any person
- 16 residing in the home. Such criminal history records checks shall be
- deemed as required by this section for purposes of said section 29-17a
- 18 and the department may request that such records checks be
- 19 performed in accordance with subsection (c) of section 29-17a of the

20 general statutes. The results of such criminal history records checks 21 shall be provided to the department.

(d) If the department denies emergency placement or removes a child from a home based on the results of a federal name-based criminal history search performed pursuant to subsection (b) of this section, the person whose name-based search was the basis for such denial or removal may contest such denial or removal by requesting that a full criminal history records check be performed in accordance with subsection (c) of this section.

This act shal	l take effect as follows and	shall amend the following		
sections:				
Section 1	July 1, 2009	New section		

KID Joint Favorable C/R HS

HS Joint Favorable Subst.

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